



Entered on Docket  
August 30, 2010

*Bruce A. Markell*

Hon. Bruce A. Markell  
United States Bankruptcy Judge

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Wells Fargo Bank, NA dba America's Servicing Company  
08-72907 / 1115046160

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEVADA**

In Re:

Maria A. Mariscal

Debtors.

08-13487-bam

Motion no. 26

Chapter 13

**ORDER VACATING AUTOMATIC STAY**

Pursuant to the Declaration re Breach of Condition filed on August 5, 2010 and Debtors failure to cure the default prior to its expiration, and good cause appearing.

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the  
2 above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to  
3 Secured Creditor. Wells Fargo Bank. NA dba America's Servicing Company its assignees and/or  
4 successors in interest, and Secured Creditor may proceed with a foreclosure of and hold a Trustee's Sale  
5 of the subject property, generally described as 109 Linden St. . Henderson NV and legally described as  
6 follows:

7 Lot ONE HUNDRED EIGHTY (180). in Block SIX (6) of HENDERSON NO. 4, as shown by  
8 Map thereof on File in Book 5 of Plats, Page 15, in the Office of the County Recorder of Clark  
County, Nevada

9 pursuant to applicable State Laws. and thereafter commence any action necessary to obtain complete  
10 possession of the subject property.  
11

12 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall  
13 give Debtors at least seven business days' notice of the time, place and date of sale.

14  
15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby  
16 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee  
17 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its  
18 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the  
19 foreclosure sale.

20 Submitted by:

21 Wilde & Associates

22 By  #10099

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